

AMENDED IN SENATE JUNE 9, 2011

AMENDED IN ASSEMBLY APRIL 12, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1267

Introduced by Assembly Member Halderman

February 18, 2011

An act to add Section 2236.2 to the Business and Professions Code, relating to medicine.

LEGISLATIVE COUNSEL'S DIGEST

AB 1267, as amended, Halderman. Physicians and surgeons: certificate.

Existing law, the Medical Practice Act, provides for the licensure and regulation of physicians and surgeons by the Medical Board of California. Existing law requires that a physician and surgeon's certificate be suspended automatically when the holder of the certificate is incarcerated after a felony conviction.

This bill would require that a physician and surgeon's certificate be automatically placed on inactive status during any period of incarceration after a misdemeanor conviction. The bill would require the reason for this type of inactive status to be disclosed, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 2236.2 is added to the Business and
- 2 Professions Code, to read:

1 2236.2. (a) Notwithstanding Article 9 (commencing with
2 Section 700) of Chapter 1 of Division 2 or any other provision of
3 law, a physician and surgeon's certificate shall be automatically
4 placed on inactive status during any period of time that the holder
5 of the certificate is incarcerated after conviction of a misdemeanor.

6 *(b) A physician and surgeon's certificate placed on inactive*
7 *status pursuant to subdivision (a) shall be returned by the board*
8 *to its prior or appropriate status within five business days of*
9 *receiving notice from the Attorney General that the physician and*
10 *surgeon is no longer incarcerated.*

11 ~~(b)~~

12 (c) The reason for the inactive status described in subdivision

13 (a) shall be disclosed on the board's Internet Web site.